

**From:** [Gary Moore](#)  
**To:** [Gloria-Small Moran](#)  
**Subject:** Re: TRC Superfund Qualifications - REPLY  
**Date:** 02/17/2011 05:21 PM

I just meant they ran out of money and we would likely not pursue had they been unsuccessful to find a buyer. Blood and turnip analogy. Of course we could put a lien on the property for stip I suppose.

This is n enforcement issue so not my problem.

Thanks  
 Gary

Gary Moore  
 Federal On-Scene Coordinator  
 EPA Region 6  
 Cell: 214-789-1627  
 Work: 214-665-6609  
 email: moore.gary@epa.gov  
 ▼ [Gloria-Small Moran](#)

----- Original Message -----

**From:** Gloria-Small Moran  
**Sent:** 02/17/2011 03:54 PM CST  
**To:** Gary Moore  
**Subject:** Re: TRC Superfund Qualifications - REPLY

**ATTORNEY-CLIENT PRIVILEGED - ENFORCEMENT CONFIDENTIAL - FOIA EXEMPT**

Gary:

(b) (5)

Gloria Moran  
 Assistant Regional Counsel  
 Superfund Branch (6RC-S)  
 U.S.EPA, Region 6  
 1445 Ross Avenue  
 Dallas TX 75202-2733  
 214-665-3193  
 214-665-6460 (fax)  
 moran.gloria-small@epamail.epa.gov

▼ Gary Moore---02/17/2011 03:43:05 PM---Gloria I was thinking about the stip penalties and not that I necessarily think they should get out

**From:** Gary Moore/R6/USEPA/US  
**To:** Gloria-Small Moran/R6/USEPA/US@EPA  
**Date:** 02/17/2011 03:43 PM  
**Subject:** Re: TRC Superfund Qualifications - REPLY

Gloria

I was thinking about the stip penalties and not that I necessarily think they should get out of them but they told us that they were out of money and we concluded they were... At that time we had access to the letters of credit. My point is that at no time from the Feb 2010 date to today did they have money to do any work so how can you hit them for stip penalties for having no money. They did not stop work of their own accord and they also left us money to complete the action. I see stip penalties where they stop because they want to rather than have to. Also, can't you only place a lien for incurred costs to date which they are willing to satisfy.

Gary

Gary Moore  
Federal On-Scene Coordinator  
EPA Region 6  
Cell: 214-789-1627  
Work: 214-665-6609  
email: moore.gary@epa.gov

▼ Gloria-Small Moran

----- Original Message -----

**From:** Gloria-Small Moran  
**Sent:** 02/16/2011 03:40 PM CST  
**To:** Gary Moore  
**Cc:** Chris Petersen; Rafael Casanova; Ragan Broyles; Susan Webster  
**Subject:** Re: TRC Superfund Qualifications - REPLY

Gary:

Thank you. Per your assessment, TRC Companies is qualified to perform the work required by the removal AOC. As we discussed this afternoon, as well, Rafael will complete his assessment of the qualifications of TRC to perform the remedial work required by the RI/FS AOC during the next 4-5 days.

Gloria Moran  
Assistant Regional Counsel  
Superfund Branch (6RC-S)  
U.S.EPA, Region 6  
1445 Ross Avenue  
Dallas TX 75202-2733  
214-665-3193  
214-665-6460 (fax)  
moran.gloria-small@epamail.epa.gov

▼ Gary Moore---02/16/2011 03:17:31 PM---Gloria: I am satisfied with the expertise they have demonstrated through their project team and proj

From: Gary Moore/R6/USEPA/US  
To: Gloria-Small Moran/R6/USEPA/US@EPA  
Cc: Rafael Casanova/R6/USEPA/US@EPA, Susan Webster/R6/USEPA/US@EPA, Chris Petersen/R6/USEPA/US@EPA, Ragan Broyles/R6/USEPA/US@EPA  
Date: 02/16/2011 03:17 PM  
Subject: Re: TRC Superfund Qualifications - REPLY

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Gloria:

I am satisfied with the expertise they have demonstrated through their project team and project experience. I would like for them to restart removal action work as quickly as possible recognizing the enforcement related activities yet to be decided in the Region. On the removal activities, I would like the PRP to focus its attention on completing the removal of all materials from all tanks, piping, and equipment as well as decontamination or demolition of these tanks, piping, and equipment to prevent rainfall from collecting and creating additional waste materials. This work must be completed no later than June 30, 2011.

Additionally, I want all other aspects of the Removal Action completed and closed out on or about December 31, 2011. All aspects of the Removal AOCs remain in place and they should immediately begin submitting monthly updates beginning in March 2011.

Thanks

Gary Moore  
Federal On-Scene Coordinator  
EPA Region 6  
Cell: 214-789-1627  
Work: 214-665-6609  
email: moore.gary@epa.gov

▼ Gloria-Small Moran---02/16/2011 12:59:15 PM---Stephen: Thank your for the attachments relating to the qualification of TRC Companies to perform t

From: Gloria-Small Moran/R6/USEPA/US  
To: "Halasz, Stephen (Austin,TX-US)" <SHalasz@trcsolutions.com>  
Cc: Gary Moore/R6/USEPA/US@EPA, "Quinn@qlawdc.com" <Quinn@qlawdc.com>, Rafael Casanova/R6/USEPA/US@EPA, "rbergner@rfblaw.net" <rbergner@rfblaw.net>  
Date: 02/16/2011 12:59 PM  
Subject: Re: TRC Superfund Qualifications - REPLY

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Stephen:

Thank your for the attachments relating to the qualification of TRC Companies to perform the work required by the AOCs with NORCO. Rafael Casanova and Gary Miller will evaluate the attachments and contact you with any questions or comments.

Gloria Moran  
Assistant Regional Counsel  
Superfund Branch (6RC-S)  
U.S.EPA, Region 6  
1445 Ross Avenue  
Dallas TX 75202-2733  
214-665-3193  
214-665-6460 (fax)  
moran.gloria-small@epamail.epa.gov

▼ "Halasz, Stephen (Austin,TX-US)" ---02/16/2011 11:00:29 AM---Gloria, Please accept the

attached document (TRC Superfund Quals) as a means of demonstrating that T

From: "Halasz, Stephen (Austin,TX-US)" <SHalasz@trcsolutions.com>  
To: Rafael Casanova/R6/USEPA/US@EPA, Gary Moore/R6/USEPA/US@EPA, Gloria-Small Moran/R6/USEPA/US@EPA  
Cc: "rbergner@rflaw.net" <rbergner@rflaw.net>, "Quinn@qlawdc.com" <Quinn@qlawdc.com>  
Date: 02/16/2011 11:00 AM  
Subject: TRC Superfund Qualifications

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Gloria,

Please accept the attached document (TRC Superfund Quals) as a means of demonstrating that TRC has the experience to serve as the Project Coordinator for the Falcon Refinery Superfund Site. Also I've attached a generic description of our services.

In addition to the listed Superfund Sites in the main document, we are also working at the Phoenix Goodyear Airport-South Superfund Site, I included a brief description of that project.

I have many additional documents that demonstrate our capabilities, please call if you have any questions or would like additional information.

Stephen Halasz P.G.  
Program Manager

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TRC Companies, Inc.  
505 E. Huntland Dr.  
Suite 250  
Austin, Texas 78752  
512-684-3351 (o)  
512-745-6155 (c)  
512-329-8750 fax

[shalasz@trcsolutions.com](mailto:shalasz@trcsolutions.com)

[attachment "TRC Superfund quals.pdf" deleted by Gloria-Small Moran/R6/USEPA/US]

[attachment "TRC\_Corporate\_7-2010.pdf" deleted by Gloria-Small Moran/R6/USEPA/US]

[attachment "PGAS Project Profile.docx" deleted by Gloria-Small Moran/R6/USEPA/US]